THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition (M/S) No. 1287 of 2006.

Committee of Management of Prem Vidhyalaya Sabha Gurukul Narson (Raja Mahendra Pratap Degree College Gurukul Narson) Pargana Manglore, Tehsil Roorkee, District Haridwar through its President Jaipal singh S/O Hirday Ram.

… Petitioner.

Vs.

1. State of Uttaranchal through Secretary Education Secretariat Complex Dehradun.
2. District Education Officer Haridwar, District Haridwar.
3. Director Education Dehradun.

…**Respondents.**

Sri Navneet Kaushik, learned counsel for the petitioner.
Sri R.C.Arya, Learned Standing Counsel for the respondents.

Date September 07, 2006

P.C.: Hon'ble B.S. Verma, J.

Heard learned counsel and perused the record.

By means of this writ petition, the petitioner has prayed for issue of a direction in the nature of mandamus commanding the respondent no.2 to pass appropriate order for holding the elections for the post of manager of committee of management of Prem Vidyalaya Sabha (Raja Mahendra Pratap Singh Inter College Gurukul Narson, District Haridwar) as the time of six months had expired under the scheme of administration.

The grievance of the petitioner is that the elections of the Committee of Management of the College had not been held within the stipulated time of six months under the Scheme of Administration by the respondents, therefore, the rights of the petitioner have been infringed as guaranteed under the Constitution.

In the course of arguments, the learned counsel for the petitioner confined his prayer to the extent that the very purpose of the present petition will be served if the representation of the petitioner before the District Education Officer Haridwar pending since 22-7-2006 is ordered to be decided by a speaking order within stipulated time. The prayer is innocuous.

In the circumstances of the case, the Respondent No.2-District Education Officer Haridwar is directed to decide the representation of the petitioner dated 22-7-2006 (Annexure No.2 to the writ petition) by a speaking order within a period of six weeks from the date of production of certified copy of this order.

With the aforesaid direction, the writ petition is disposed of finally.

(B.S. Verma, J.)

RCP